

## **IC 20-14**

### **ARTICLE 14. LIBRARIES**

#### **IC 20-14-1**

##### **Chapter 1. Definitions and General Provisions**

#### **IC 20-14-1-1**

##### **Purpose; prior citations**

Sec. 1. This article is intended to codify or rearrange applicable or corresponding provisions in IC 20-13, the prior statute on this subject. A citation to a prior provision of IC 20-13 may be construed as a citation to the appropriate provision of this article if the prior provision is reenacted in the same or restated form in this article.

*As added by P.L.224-1983, SEC.1.*

#### **IC 20-14-1-2**

##### **Definitions**

Sec. 2. As used in this article:

"Indiana library and historical board" refers to the Indiana library and historical board established under IC 4-23-7-2.

"Legislative body" has the meaning specified in IC 36-1-2-9.

"Library board" means the fiscal and administrative body of a public library.

"Library district" means the territory within the corporate boundaries of a public library.

"Municipal corporation" has the meaning specified in IC 36-1-2-10.

"Municipality" has the meaning specified in IC 36-1-2-11.

"Person" has the meaning specified in IC 36-1-2-12.

"Public library" means a municipal corporation that provides library services and is organized under IC 20-14-2, IC 20-14-4, IC 20-14-5, IC 20-14-6, or IC 20-14-7.

"School board" means the governing body as defined by IC 20-8.1-1-2.

"School corporation" has the meaning specified in IC 20-8.1-1-1.

"Unit" has the meaning specified in IC 36-1-2-23.

*As added by P.L.224-1983, SEC.1. Amended by P.L.213-1986, SEC.2; P.L.19-1996, SEC.4.*

#### **IC 20-14-1-3**

##### **Policy; services**

Sec. 3. The state shall encourage the establishment, maintenance, and development of public libraries throughout Indiana as part of its provision for public education. Public libraries provide free library services for all individuals in order to meet the educational, informational, and recreational interests and needs of the public. These library services include collecting and organizing books and other library materials and providing reference, loan, and related services to library patrons. These library services are provided by public libraries supported by public funds.

*As added by P.L.224-1983, SEC.1.*

#### **IC 20-14-1-4**

##### **Classification of public libraries**

Sec. 4. Public libraries are classified as either:

- (1) Class 1 libraries, which comprise:
  - (A) all public libraries established after March 13, 1947; and
  - (B) all public libraries established before March 14, 1947, that have filed a resolution of conversion under section 5 of this chapter; or
- (2) Class 2 public libraries, which comprise all public libraries established before March 14, 1947, that have not filed a resolution of conversion under section 5 of this chapter.

*As added by P.L.224-1983, SEC.1.*

#### **IC 20-14-1-5**

##### **Conversion of Class 2 library to Class 1 library; procedure; appointment of board; tax levies**

Sec. 5. (a) Any Class 2 library may convert to Class 1 status if its library board passes the following resolution of conversion:

"\_\_\_\_\_ Public Library, by action of its library board, resolves to convert to a Class 1 library district subject to IC 20-14-2 and IC 20-14-2.5."

The resolution of conversion must describe the territory included in the library district. The conversion is irrevocable.

(b) The resolution of conversion must be signed by a majority of library board members. Within five (5) days, the library board shall file a copy of the resolution:

- (1) in the office of the county recorder in the county where the administrative office of the public library is located; and
- (2) with the Indiana state library.

(c) The library board shall give notice of the conversion to all officials who have appointive powers under IC 20-14-2.5, and these officials shall appoint a library board for the public library. Members of the old library board shall continue to serve as library board members until a majority of the new library board has been appointed and the new appointees have taken an oath of office to serve on the board.

(d) Upon the filing of the resolution, the appointments under IC 20-14-2.5, and oath of office of the new library board under IC 20-14-2.5-13, any current tax levies continue under authority granted to the Class 2 library until the next succeeding calendar year, at which time the tax provisions for Class 1 libraries under IC 20-14-3-10 apply. The obligation of any political subdivision to levy and collect taxes for library purposes remains effective after the conversion.

*As added by P.L.224-1983, SEC.1. Amended by P.L.125-1984, SEC.1.*

#### **IC 20-14-1-6**

**Class 2 libraries; operation under IC 20-14-7; election to adopt certain other sections**

Sec. 6. (a) Class 2 libraries shall operate under the applicable provisions of IC 20-14-7.

(b) The library boards of Class 2 libraries may elect to adopt IC 20-14-2-5, IC 20-14-2-7, IC 20-14-2-8, and IC 20-14-3. Class 2 libraries that elect only these sections retain the status of Class 2 libraries. The library board of these Class 2 libraries that elect only these sections shall file with the Indiana state library a copy of that part of the library board's minutes showing passage of the board's resolution to elect IC 20-14-2-5, IC 20-14-2-7, IC 20-14-2-8, and IC 20-14-3. The election of IC 20-14-2-5, IC 20-14-2-7, IC 20-14-2-8, and IC 20-14-3 is irrevocable.

*As added by P.L.224-1983, SEC.1.*

**IC 20-14-1-7**

**Internet or other computer network usage policy**

Sec. 7. (a) This section applies to a board of a public library that allows library patrons to use library software to access the Internet or other computer network.

(b) As used in this section, "computer network" has the meaning set forth in IC 35-43-2-3.

(c) The board of a public library shall adopt a policy concerning the appropriate use of the Internet or other computer network by library patrons in all areas of the library.

(d) The board shall make the policy adopted under subsection (c) readily available to all library patrons.

(e) The board of a public library shall annually review the policy adopted under subsection (c).

*As added by P.L.21-1998, SEC.1.*

**IC 20-14-1-8**

**Township trustee of certain counties paying cost of resident's library card**

Sec. 8. A township trustee of a township that is:

- (1) located in a county having a population of more than thirty-three thousand six hundred (33,600) but less than thirty-three thousand eight hundred (33,800); and
- (2) not served by a public library;

may pay the cost of a library card at the nearest library for a resident of the township upon request of the resident.

*As added by P.L.98-2000, SEC.8. Amended by P.L.170-2002, SEC.122.*